

December 17, 2024

MOTION BY SUPERVISOR LINDSEY P. HORVATH

Marvin Braude Bike Trail Emergency Repair Project

The Marvin Braude Bike Trail, built between 1974 and 1989, and is a 22-mile bike and pedestrian trail which runs along the coastline through the Cities of Torrance, Redondo Beach, Hermosa Beach, Manhattan Beach, El Segundo, Los Angeles, and Santa Monica.

On May 4, 2021, the Board approved the Marvin Braude Bike Trail Gap Closure Project in the Pacific Palisades area in the City of Los Angeles, which added a new path adjacent to the existing path so that pedestrians and bicyclists could be separated into two distinct paths for each mode of travel. The construction of the project commenced on February 10, 2022, and received field acceptance on July 17, 2023.

During the first week of February 2024, following intense storm activity, a section of the trail was undermined by a combination of extremely high tides and high stormwater flow from the adjacent Santa Monica Canyon Channel and eventually collapsed. The damaged section of the trail was secured, and a detour established around the damaged section.

On February 4, 2024, California Governor Gavin Newsom proclaimed a State of Emergency for several California counties, including Los Angeles County. Also, as Chair of the Los Angeles County Board of Supervisors, I proclaimed a local emergency due to the winter storms.

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On February 6, 2024, the Los Angeles County Board of Supervisors ratified the local emergency proclaimed on February 4, 2024, making the County eligible to receive State and Federal assistance for recovery.

On April 13, 2024, President Joseph R. Biden Jr. declared that a major disaster existed in the State of California and ordered Federal assistance to supplement state, tribal, and local recovery efforts on a cost sharing basis, which included the County of Los Angeles. Los Angeles County Department of Public Works (Public Works) is proceeding with the repair of this damaged portion of the trail and will seek reimbursement of a portion of the repair cost from the Federal Emergency Management Agency.

To ensure the damaged portion of the trail is repaired without further delays and the entire length of the gap closure project is properly maintained for the use and benefit of the public, it is necessary for the County to intervene. Therefore, I propose that Public Works, on behalf of the Los Angeles County Flood Control District, establish, approve, advertise, and award of the Marvin Braude Bike Trail Emergency Repair Project in the Pacific Palisades area in the City of Los Angeles, to repair and reinforce the area of the path damaged during the February 2024 storms. Further that Public Works assumes ongoing operation and maintenance of the Bike Trail across the gap closure project limits.

Funding for the emergency repair project is included in the Flood Control District Fund (B07- Services and Supplies) Fiscal Year 2024-25 Budget. There will be no impact to the County General Fund.

Funding for the ongoing operation and maintenance of the Bike Trail will be made available in the Article 3 Bikeway Fund and requested through the annual budget process. There will be no impact to the County General Fund.

I, THEREFORE, MOVE that the Board of Supervisors acting as the governing Board of the Los Angeles County Flood Control District, direct the following:

1. Find that the recommended action is within the scope of the County of Los Angeles 2012 Bicycle Master Plan Final Program Environmental Impact Report (FEIR) previously certified by the Board. There is no change in the Project scope that requires additional findings under the California Environmental Quality Act. The Mitigation Monitoring and Reporting Program adopted at the time of FEIR certification will continue to apply. The location and custodian of the documents and other materials constituting the record of the proceedings upon which the Board's decision is based in this matter is with Public Works, Transportation Planning and Programs Division, 900 South Fremont Avenue, 11th Floor, Alhambra, California 91803. The previously certified FEIR and Addenda are available at the location above and can also be viewed online at [2012 Bicycle Master Plan. <https://pw.lacounty.gov/core-service-areas/uploads/2023/12/FINAL-Bicycle-Master-Plan.pdf>](https://pw.lacounty.gov/core-service-areas/uploads/2023/12/FINAL-Bicycle-Master-Plan.pdf) Upon the Board's approval of the Project, Public Works will file a Notice of Determination with the Registrar-Recorder/County Clerk and with the State Clearinghouse in the Office of Planning and Research in accordance with Section 21152 of the California Public Resources Code and will post the notice to its website pursuant to Section 21092.2 of the California Public Resources Code.
2. Approve the project and delegate authority to the Chief Engineer of the Los Angeles County Flood Control District or his designee to adopt the plans and specifications for the Marvin Braude Bike Trail Emergency Repair Project at an estimated construction contract cost between \$1,900,000 and \$3,400,000.
3. Delegate authority to the Chief Engineer of the Los Angeles County Flood Control District or his designee to instruct the Executive Officer of the Board to advertise for bids in accordance with the instruction sheet for Publishing Legal Advertisement with the Notice Inviting Bids when ready to advertise this project.
4. Delegate authority to the Chief Engineer of the Los Angeles County Flood Control District or his designee to determine whether the bid of the apparent responsible contractor with the lowest apparent responsive bid for the project is in fact responsive and if not responsive, to determine which apparent responsible

contractor submitted the lowest responsive bid (Enclosure A).

5. Delegate authority to the Chief Engineer of the Los Angeles County Flood Control District or his designee to award and execute a construction contract, in the form previously approved by County Counsel, with the apparent responsible contractor within or less than the estimated cost range between \$1,900,000 and \$3,400,000, or that exceeds the estimated cost range by no more than 15 percent, if additional and appropriate funds have been identified.
6. Delegate to the Chief Engineer of the Los Angeles County Flood Control District or his designee the following authority in connection with this contract: (a) extend the date and time for the receipt of bids consistent with the requirements of State Public Contract Code, Section 4104.5; (b) allow substitution of subcontractors and relief of bidders upon demonstration of the grounds set forth in State Public Contract Code, Sections 4100 et seq. and 5100 et seq., respectively; (c) approve and execute change orders within the same monetary limits delegated to the Chief Engineer of the Los Angeles County Flood Control District or his designee under Section 20998 of the State Public Contract Code; (d) accept the project upon its final completion; and (e) release retention money withheld consistent with the requirements of State Public Contract Code, Sections 7107 and 9203.
7. Delegate authority to the Director of Public Works or his designee to initiate discussions with the City of Los Angeles to clarify ownership and maintenance of the Marvin Braude Bike Trail within the gap closure project limits and to enter into an agreement with the City of Los Angeles that outlines City and County ownership and maintenance responsibilities upon completion of the project.

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